

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 23-1291

September Term, 2023

FERC-Project-3820-012
FERC-Project-3820-015

Filed On: February 21, 2024

American Whitewater,

Petitioner

v.

Federal Energy Regulatory Commission,

Respondent

Conservation Law Foundation, et al.,
Intervenors

BEFORE: Henderson, Millett, and Walker, Circuit Judges

ORDER

Upon consideration of the motion to dismiss, the responses thereto, and the reply, it is

ORDERED that the motion to dismiss be referred to the merits panel to which this petition for review is assigned. The parties are directed to address in their briefs the issues presented in the motion to dismiss rather than incorporate those arguments by reference.

The Clerk is directed to enter a briefing schedule.

Per Curiam